HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT APPEAL No.330 OF 2007

Between:

The Mandal Revenue Officer, Mahanandi Mandal,
Kurnool District and others

. . .Appellants

AND

Nandi Mandal Educational Society

. . .Respondents

:: JUDGMENT ::

Counsel for the appellants : Government Pleader for Assignment

Counsel for respondent : Shri P.Veera Reddy

27th April, 2007

-

PER G.S.SINGHVI, CJ

This appeal is directed against order dated 14.12.2006 passed by the learned Single Judge, whereby he declined to vacate interim order dated 02.02.2005 passed in WPMP. No.1911 of 2005 and dismissed WVMP. No.3553 of 2005 filed by the appellants.

The main ground on which the appellants have questioned the order of the learned Single Judge is that the respondent has not made use of the land allotted to it for running Sri Vivekananda Gurukula Vidyalayam and is misusing the same.

We have heard learned counsel for the parties and perused the record.

At the hearing, Shri P.Veera Reddy, learned counsel for the respondent volunteered to make a statement that the land allotted to the respondent shall be used only for the purpose of construction of school building and play ground and for no other purpose.

In our opinion, the statement of the learned counsel for the respondent is sufficient to allay the fear of the appellants that the land in question may be used for a purpose other than running of Sri Vivekananda Gurukula Vidyalayam.

With the above observations, the appeal is dismissed.

As a sequel to disposal of the appeal in the manner indicated above, WAMP. No.631 of 2007 filed by the appellants for stay of the order of the learned Single Judge is disposed of as infructuous.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY, J

April 27, 2007

kvni